

CRM-M-864-2017

**IN THE HIGH COURT OF PUNJAB AND HARYANA,
AT CHANDIGARH**

CRM-M-864-2017

Date of Decision: 24.01.2017

Ram Kishan @ Ram Krishan

.....Petitioner

Vs.

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr. P.K. Ganga, Advocate,
for the petitioner.

Mr. Vikas Chopra, D.A.G., Haryana.

AMOL RATTAN SINGH, J. (ORAL)

This petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No. 308 dated 13.11.2016, under Sections 323, 452, 363, 506 and 34 IPC, registered at Police Station Ellenabad, District Sirsa.

Learned counsel for the petitioner submits that an offence punishable under Section 365 IPC has been made out against the petitioner in the report filed under Section 373 Cr.P.C, by the Investigating Agency; however, the background of the case was allegedly that the brother of the complainant was, as contended, troubling the daughter of the petitioner leading to the altercation in which eventually the injuries inflicted are not shown to be grievous injuries.

He further submits that the petitioner has been in custody for 02

months and 10 days and that there is no other criminal case ever registered

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against him.

On query, learned counsel for the State counsel, on instructions from ASI Randhir Singh, submits that as regards the injuries and the fact that there is no other criminal case ever registered against the petitioner, he cannot refute the aforesaid, though otherwise he has opposed the bail application on the ground that an offence under Section 365 has also been made out against the petitioner.

Having considered the above, without making any comment whatsoever on the merits of the case and in view of the above and the fact that the trial is likely to take long as yet, the petition is allowed. The petitioner shall be admitted to bail upon his furnishing adequate bail bonds and surety bonds to the satisfaction of the learned trial Court, further subject to the condition that he would continue to appear before that Court as and when summoned by it.

(AMOL RATTAN SINGH)
JUDGE

January 24, 2017
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Whether speaking/reasoned	Yes
Whether Reportable	No.